IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH,

AT HYDERABAD

HON'BLE SRI JUSTICE V.V.S. RAO

W.P. No. 18697 OF 2005

Date: 06.10.2005

BETWEEN:

Inala Divya Mahesh

.... PETITIONER

And

The Municipal Commissioner,

Kapra Municipality, Ranga Reddy District.

.... RESPONDENT

HONOURABLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No. 18697 OF 2005

ORDER:

The petitioner is a resident of APHB Colony, Moula-ali, Ranga Reddy District. He is aggrieved by the action of the respondent-Corporation in constructing a mini water tank in the land situated between MIGH House Nos.28 to 34 and LIGH House Nos.257 to 269 of APHB Colony, Moula-ali filed the present writ petition.

In spite of repeated queries from the Court, the learned counsel for the petitioner is not able to make any satisfactory statement on the right of the petitioner in approaching this Court to prevent a developmental activity undertaken by the Municipality. However, it is the duty of the Municipality under the provisions of the A.P. Municipalities Act, 1965 to see that adequate drinking water facilities are provided for the residents of the Municipality. If in that direction any action is initiated by the municipality, unless a citizen has absolute right he cannot enforce any right against the Municipality.

The Writ Petition is accordingly dismissed at the admission stage.

_____

(**V.V.S. RAO, J.)**

6th October, 2005

Js